IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

-

WRIT PETITION NO : 14835 of 2005

Between:

Sardar Dr.G.Narasimhulu Naidu, S/o.Late Laxmaiah,
R/o.Narayanapet, Mahaboobnagar, Mahaboobnagar District,

Ex.MLA & President Primary Fishermen Co.op.Society Ltd.,

Narayanapet,Mahaboobnagar.

..... PETITIONER

AND

The District Collector, Mahaboobnagar, Mahaboobnagar District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus to declare the election of District Fishermen Cooperative Society Limited Mahaboobnagar held on 15-6-2005 illegal and arbitrary and Violative of Cooperative rules and consequently direct the respondent to take action on the representation of the petitioners on 16-6-2005.

Counsel for the Petitioner: MR.D.L.PANDU

Counsel for the Respondent: GP FOR REVENUE

The Court at the admission stage made the following :

O R D E R:

This writ petition is filed seeking to declare the election of the District Fishermen Cooperative Society Limited Mahaboobnagar held on 15-06-2005 as illegal and arbitrary, and consequently to direct the respondent to take action on the representation, dated 16-06-2005, submitted by the petitioner.

Heard both the learned counsel and perused the material on record.

A perusal of the material available on record shows that the nomination of the candidates has not been considered properly and there are laches on the part of the Election Officer. On these grounds, the petitioner seeks to declare the election-in-question as illegal and arbitrary. The questions that have been raised by the petitioner are the matters to be adjudicated before an appropriate Forum, but not

before this Court by invoking the jurisdiction under Article 226 of the Constitution of India. Therefore, I see no grounds to entertain this writ petition and the same is liable to be dismissed.

The writ petition is accordingly dismissed. No costs.

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(ELIPE DHARMA RAO, J)

Date:11-07-2005

ghn

To

The District Collector, Mahaboobnagar, Mahaboobnagar District.

2. Two copies to G.P.for Revenue, High Court buildings,

Hyderabad.(O.U.T.)

3. 2 CD copies